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Attorney Docket No. 3607-106.4 US

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Diane Dunn McKay

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	
BUCK, Carol.	:	
	:	
Application No. 10/728,546	:	Group Art Unit: TBD
	:	
Filed: December 5, 2003	:	Examiner: TBD
	:	
Title: FORMULATIONS AND METHOD	:	
FOR STRAIGHTENING HAIR	:	
	:	
	X	

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO REINSTATE FILING DATE

Sir:

In a Notice of Incomplete Nonprovisional Application, attached hereto, it was stated that the above-described application was filed without drawings and was not accorded a filing date. Applicant submits that the drawings are not necessary for the understanding of the subject matter sought to be patented. The references to drawings in the above-described application are related to embodiments of the invention previously patented in U.S. Patent No. 6,517,822 and are not related to the invention defined by the present claims.

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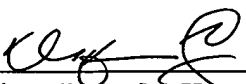
Applicant submits herewith a Preliminary Amendment canceling the references to drawings in the application. Accordingly, Applicant requests that the filing date of December 5, 2003, be accorded to the above-described application.

Applicants acknowledge that pursuant to 37 C.F.R. § 1.17(h), a petition fee of \$130.00 is required. However, Applicants request refund of the petition fee, as the application is entitled to a filing date.

Should the Commissioner feel that a petition is necessary, the Commissioner is hereby authorized to charge the petition fee to Deposit Account No. 13-2165. Please charge any deficiency or credit any overpayment to Deposit Account No. 13-2165.

Respectfully submitted,

Dated: February 11, 2004



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